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MEMORANDUM FOR: Deputy Director for Operations
Deputy Director for National Foreign Assessment
Deputy Director for Administration
Deputy Director for Science and Technology
Director of Personnel Policy, Planning,
and Management
Comptroller
Inspector General
Legislative Counsel
Director of Public Affairs
Director, Equal Employment Opportunity

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FROM :
General Counsel

SUBJECT : Proposed Changes to Non-Restriction
Sections of E.O. 12036

1. As each of you know, the Director, Intelligence Community Staff has been tasked to study for necessary changes the non-restriction sections of Executive Order 12036. Thus, Sections 1, 3 and 4, other than the definitions in Section 4 which relate solely to the restrictions, will be under review. This review presumably will not encompass portions of Section 1 of E.O. 12036 that relate to the NSC decisionmaking structure, since the DCI already has made recommendations to the President on that subject.

2. All elements of the Intelligence Community will have an opportunity to make their views known during this study. I will pull together the Agency position and would therefore ask that each of you, or your designee, determine what, if anything, you think requires change in these sections of the Order. I would appreciate your response by COB Thursday, 26 March 1981. If I can provide further detail, do not hesitate to give me or who will be acting for me on this task, a call.

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CC-M81-238
25 MAR 1981

MEMORANDUM FOR: Director of Security

ATTENTION:

FROM:

Deputy Director of Communications

SUBJECT: Proposed Changes to Non-Restriction Sections
of E.O. 12036

REFERENCE: OGC 81-02321, Same Subject, dtd 20 March 1981

1. The Office of Communications has no suggested changes to E.O. 12036. However, paragraph 1-812 is applicable and important to this Office and any proposed changes to this paragraph should be coordinated with us.

2. If further information is required on this subject, please contact

cc:EO/DDA

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MEMORANDUM FOR: [REDACTED]
Policy and Plans Group
Office of Security

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FROM: [REDACTED]
Executive Officer, Office of Information Services

SUBJECT: Proposed Changes to Non-Restriction Sections
of E.O. 12036

REFERENCE: Multiple addressee memorandum from General Counsel
dated 20 March 1981; Same Subject (OGC 81-02321)

1. In response to reference memorandum, the Office of Information Services suggests that Sections 1-601(h) and 1-712 of E.O. 12036 be revised. These Sections charge the DCI and senior officials of the Intelligence Community with conducting or executing programs to protect against overclassification of foreign intelligence information. We suggest the wording be broadened to include underclassification as well.

2. We believe these Sections should read:

Section 1-601(h) - Conduct a program to protect against the improper national security classification of foreign intelligence information.

Section 1-712 - Execute programs to protect against the improper national security classification of foreign intelligence information.

[REDACTED]

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cc: EO/DDA

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